

CITY COUNCIL ATLANTA, GEORGIA

01-0-0825

AN ORDINANCE BY COUNCILMEMBER LEE MORRIS

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO TRANSFER A PORTION OF THE SIDEWALK REQUIREMENTS OF SECTION 15.09.003 OF THE CODE OF ORDINANCES, FOR RESIDENTIAL SUBDIVISION SD-00-13 TO BE LOCATED AT 3884 IVY ROAD IN THE NORTH BUCKHEAD AREA, AND TO THEN CONSTRUCT $1,750\pm$ SQUARE FEET OF SIDEWALK THAT WOULD HAVE BEEN CONSTRUCTED ON A PORTION OF THE TO-BE-CONSTRUCTED INTERIOR STREET, WILL BE CONSTRUCTED ALONG IVY ROAD TOWARD OLD IVY ROAD, AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the application SD-00-13 for a subdivision to be located at 3884 Ivy Road in the North Buckhead area, the developer is required to comply with the provisions of Section 15.09.003 of the Code of Ordinances to provide sidewalks; and

WHEREAS, the construction of sidewalks along the southern frontage of the interior street to be constructed would require more extensive piping of, or encroachment of the creek than necessary, and the community has agreed that to avoid this, the sidewalks should not be installed and would support the waiver for this location provided they are installed along Ivy Road which would connect the new subdivision to the existing sidewalks in Old Ivy Road which would connect the new subdivision to the existing sidewalks an old Ivy Road leading to Sarah Smith School; and

WHEREAS, the City and area residents would be better served by the construction of sidewalks along Ivy Road, where they could connect to those described existing sidewalks.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

<u>Section 1</u>: That the requirements of Section 15-09.003 of the Code of Ordinances are hereby transferred for the construction of $1,750\pm$ square feet of sidewalk, which would have been constructed along the southern frontage of the interior street to be constructed in Ivy Knoll Subdivision, SD-00-13, to be installed instead along Ivy Road toward Old Ivy Road, on the side of Ivy Road closer to the subdivision.

<u>Section 2</u>: That all other requirements of the Code of Ordinances for the subdivision shall remain in full force and effect.

<u>Section 3</u>: That before the Director of the Bureau of Building issues any Certificate of Occupancy for any house within the Ivy Knoll subdivision, SD-00-13, to be located at 3884 Ivy Road, the sidewalk shall have been installed by the applicant along Ivy Road toward Old Ivy Road, and approved by the Department of Public Works.

<u>Section 4</u>: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.

OMC - Amendment Incorporated by tcp 6/11/01

A true copy,

Thomas Dauphin Johnson

Municipal Clerk, CMC

ADOPTED as amended by the Council APPROVED by the Mayor

RCS# 2912 6/04/01 2:56 PM

Atlanta City Council

· ;

Regular Session

CONSENT

Pages 1 thru 12

ADOPT

SEE ATTACHED LISTING OF ITEMS ADOPTED/ADVERSED ON CONSENT AGENDA

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 3

Unanimous.

Y Starnes Y Woolard Y Martin Y Emm Y Bond B Morris Y Maddox Y Ale Y Winslow Y Muller B Boazman NV Pit	CONSENT AGENDA 01-O-0653 01-O-0663 01-O-0664 01-O-0835 01-R-0181 01-R-0851
---	--

06/04/01 Council Meeting

ITEMS ADOPTED ON CONSENT AGENDA

ITEMS ADVERSED ON CONSENT AGENDA

1. 01-0-0821 2. 01-0-0834 3. 01-0-0833 4. 01-0-0492 5. 01-0-0671 6. 01-0-0717 7. 01-0-0825 8. 01-0-0826 9. 01-0-0837 10. 01-R-0832 11. 01-R-0308 12. 01-R-0836 13. 01-R-0784 14. 01-R-0785 15. 01-R-0822 16. 01-R-0352

17. 01-R-0792

18. 01-R-0846

19. 01-R-0794

20. 01-R-0795

21. 01-R-0796 22. 01-R-0797 23. 01-R-0798 24. 01-R-0799 25. 01-R-0800 26. 01-R-0801 27. 01-R-0802 28. 01-R-0803 29. 01-R-0804 30. 01-R-0805 31. 01-R-0806 32. 01-R-0807 33. 01-R-0808 34. 01-R-0891 35. 01-R-0810 36. 01-R-0811 37. 01-R-0812 38. 01-R-0813 39. 01-R-0814 40. 01-R-0815 41. 01-R-0816

42. 01-R-0817

_3rd □V Vote ZTRC Vote ATLANTA CITY COUNCIL PRESIDENT FINAL COUNCIL ACTION JUN 0 4 2001 JUN 0 4 2001 CERTIFIED Readings □1st & 2nd イイショ **GConsent** 回2nd Fav, Adv, Hold (see rev. side) Fav, Adv, Hold (see rev. side) Committee Committee Members Refer To **Members** Refer To Action: Action: Chair Chair Date Date First Reading Fav/Adv, Hold (see rev. side) Fav, Adv, Hold (see rev. side) 425 Committee Committee Date 2.5. Refer To Members Other: Refer To Chair. Other: Action: Action: Date Chair Referred to Committee Date Chair Chantinos ADOPTED BY COUNCIL JUN 0 4 2001 THE OF SECTION 15.09.003 OF THE CODE OF SD-00-13 TO BE **LOCATED AT 3884 IVY ROAD IN THE** SQUARE FEET OF SIDEWALK THAT WOULD ROAD TOWARD OLD IVY ROAD, AND AN ORDINANCE AUTHORIZING THE FOR RESIDENTIAL NORTH BUCKHEAD AREA, AND TO HAVE BEEN CONSTRUCTED ON A WILL BE CONSTRUCTED ALONG IVY TO-BE-CONSTRUCTED INTERIOR STREET, 01-0-0825 As Amended ----CELETICS MAYOR OR HIS DESIGNEE COUNCILMEMBER LEE MORRIS A PORTION OF REQUIREMENTS 1st ADOPT 2nd READ & REFER (Do Not Write Above This Line) REGULAR REPORT REFER PERSONAL PAPER REFER 52101 FOR OTHER PURPOSES. ADVERTISE & REFER THEN CONSTRUCT AN ORDINANCE BY CONSENT REFER Referred To: City OF ORDINANCES, SUBDIVISION Date Referred **TRANSFER** SIDEWALK Date Referred Date Referred PORTION Referred To: Referred To: 0000